

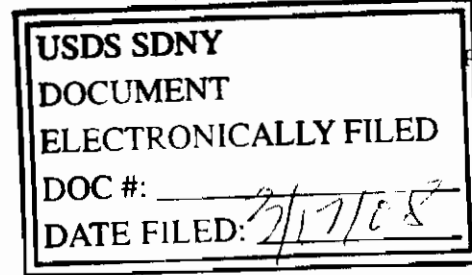
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Advocates for Workplace Fairness

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MAR 11 2008  
U.S. DISTRICT JUDGE  
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Linda A. Neilan  
Tara Lai Quinlan  
Anjana Samant

March 10, 2008



**VIA FACSIMILE**

Honorable Harold Baer, Jr.  
United States District Judge  
United States District Court for the Southern District of New York  
500 Pearl St., Room 2230  
New York, NY 10007

Re: Fei v. West LB AG, 07 Civ. 8785 (HB)

Dear Judge Baer:

We represent Plaintiff Philip Fei and the putative class in the above-referenced matter. We write to respectfully request an extension of time to file Plaintiff's Motion for Conditional Certification under 29 U.S.C. § 216(b), which is currently due on March 15, 2008. Plaintiff has twice asked Defendant to consent to this request, but Defendant has never responded.

Although Plaintiff noticed a 30(b)(6) deposition on payroll practices for January 29, 2008, Defendant has not agreed to produce a witness until March 18, 2008. Likewise, Defendant has not yet produced all of the documents that we requested in December 2007 that are necessary for this deposition. For these reasons, Plaintiff requests the extension.

Plaintiff proposes the following revised briefing schedule on this motion.

Plaintiff's Motion for Conditional Certification	April 25, 2008
Defendant's Opposition	May 23, 2008
Plaintiff's Reply	June 6, 2008

Please note that this extension will not affect the other deadlines in the Court's Pretrial Scheduling Order.

In accordance with Your Honor's rules, we have enclosed a copy of the docket sheet.

Very truly yours,

*Linda A. Neilan* / *TLN*  
Linda A. Neilan

Enclosure

cc: Hon. Frank Maas (via U.S. mail)  
Vilia Hayes, Esq. (via email & U.S. mail)  
Ned Bassen, Esq. (via email & U.S. mail)  
Jack A. Raisner, Esq.

*I is a little late  
to come to me with concerns  
about D's production, I suspect it  
to see that while you have lots of  
time - the FRCP in particular Rule  
37, should resolve your problems  
in the future or manage it / I would  
me and the problems so frequently  
are yours - however as long as  
you know that the discovery  
motions + the trial matters  
have changed you may have  
other motions*

CO ORDERED:

*Harold Baer, Jr.*  
Harold Baer, Jr., U.S.D.J.

Date: 3/14/08

Endorsement:

Its a little late to come to me with concerns about defendant's production, suffice it to say that while you have lots of time - the FRCP in particular Rule 37, should resolve your problems in the future or arrange a telephone conference call with me and the problems frequently evaporate - however so long as you know that the dispositive motions and the trial month never change you may have until June 6 for fully briefed motions.